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HOUSE BILL 8003 By
Kisber

SENATE BILL 5 of the Second Extraordinary Session
By McNally

AN ACT to amend Tennessee Code Annotated, Title 7; Title 12;
Title 30; Title 57 and Title 67.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 67-6-220(a), is amended by deleting subdivisions (1)(A) and (1)(B) in their entirety and by substituting instead the following:

(1) (A) Persons engaging in the business of making retail sales at flea markets may register and pay an annual registration fee of fifty-five dollars (\$55.00). This registration fee shall be credited against that person's actual annual sales tax liability. This registration shall be valid at any location in the state during the period for which it is issued. In the event that the annual sales tax liability is less than fifty-five dollars (\$55.00), then that person is not required to file an annual sales tax return, but in no event shall any person receive a refund of any portion of the registration fee; and

(B) Should any dealer's tax liability exceed fifty-five dollars (\$55.00), then such dealer shall file an annual return. The annual return shall be submitted upon forms prescribed, prepared and furnished by the commissioner of revenue showing the gross sales, or purchases, as the case may be, arising from all sales or purchases taxable under this chapter during the preceding January 1 through December 31. The annual return shall be due on or before January 31 of the subsequent calendar year. Any dealer beginning business subsequent to January 1 shall be responsible for transmitting an annual return on or before January 31 of the subsequent calendar year for all months in

which the dealer made taxable sales or purchases through December 31 of the preceding year; or

SECTION 2. This act shall take effect January 1, 2000, the public welfare requiring it.